

1
2 BILL NO. Z-76-08-10

3 ZONING MAP ORDINANCE NO. Z-²~~Withdrawn~~

4 AN ORDINANCE amending the City of
5 Fort Wayne Zoning Map No. A-11

6
7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
8 FORT WAYNE, INDIANA:

9 SECTION 1. That the area described as follows is
10 hereby designated a B1A District under the terms of Chapter
11 36, Municipal Code of the City of Fort Wayne, Indiana, 1946,
12 as amended by General Ordinance No. 2836 and amendments thereof;
13 and the symbols of the City of Fort Wayne Zoning Map No. A-11,
14 referred to therein, established by Section 9, Article III of
15 said Chapter as amended, are hereby changed accordingly, to-wit:

16 Lots #2 and #3 and 1/2 of vacated
17 alley in Irvington Park Addition,
18 commonly known as 3205 Northrop
19 Street, generally located on the
20 west side of Northrop Street and
21 approximately 40 feet north of
22 Edgewood Drive.

23 SECTION 2. This Ordinance shall be in full force and
24 effect from and after its passage, approval by the Mayor and
25 legal publication thereof.
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Councilman

APPROVED AS TO FORM
AND LEGALITY.


CITY ATTORNEY

Read the first time in full and on motion by Nicks seconded by J. Schmitt and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the day of _____, 1976, at _____ o'clock P.M., E.S.T.

DATE: 8/24/76

Charles W. Williams
CITY CLERK

Read the third time in full and on motion by _____, seconded by _____, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
BURNS	_____	_____	_____	_____	_____
HINGA	_____	_____	_____	_____	_____
HUNTER	_____	_____	_____	_____	_____
MOSES	_____	_____	_____	_____	_____
NUCKOLS	_____	_____	_____	_____	_____
SCHMIDT, D.	_____	_____	_____	_____	_____
SCHMIDT, V.	_____	_____	_____	_____	_____
STIER	_____	_____	_____	_____	_____
TALARICO	_____	_____	_____	_____	_____

DATE: _____

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION)

ORDINANCE (RESOLUTION) No. _____ on the _____ day of _____, 1976.

ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 1976, at the hour of _____ o'clock _____ M., E.S.T.

CITY CLERK

Approved and signed by me this _____ day of _____, 1976, at the hour of _____ o'clock _____ M., E.S.T.

MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 24, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-08-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission scheduled a public hearing to be held on September 20, 1976; and,

WHEREAS, the City Plan Commission, due to an error in the legal description, requested that the petitioners, and/or attorney representing the petitioners, submit a corrected petition.

WHEREAS, a corrected petition was submitted by the petitioners and public hearing was held on new petition (See Bill No. Z-76-10-40)

WHEREAS, due to the error of the legal description, the City Plan Commission, along with the petitioner, is requesting WITHDRAWAL of this proposed ordinance.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted by the Fort Wayne City Plan Commission.

Certified and signed this
2nd day of December, 1976.

Joseph N. Adair

Joseph N. Adair
Secretary

Bill No. Z-76-08-10

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. A-11

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance which does PASS.

John Nuckols - Chairman

Paul M. Burns - Vice-Chairman

Vivian G. Schmidt

Winfield C. Moses, Jr.

Donald J. Schmidt

12-14-76
CONCURRED IN

DATE 12-14-76 CHARLES W. WESYER, CITY CLERK

RECEIPT

Date

Aug 4 196

No.

6831.

Received From

Tom Baltmeyer

Address

Fifty

Dollars

50⁰⁰

For

Reasoning - 3205 Northrop

ACCOUNT		HOW PAID	
AMT. OF ACCOUNT	50 -	CASH	
AMT. PAID	50 -	CHECK	2848
BALANCE DUE		MONEY ORDER	

By City Plan



To be changed from R1 to BIA

8-9-76

A-11

L.S.

2-76-08-10

N



TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____

Intended Use _____

I/We James E. Leiter

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R-1 district to a/an B-1-A district the property described as follows:

Lots Number 2 and 3 and 1/2 of Vacated Alley in Irvington Park

Addition to the City of Fort Wayne, Indiana, according to the

recorded plat thereof in the Office of the Recorder of Allen

County, Indiana, commonly known as 3205 Northrop, Fort

Wayne, Indiana.

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

3205 Northrop

James E. Leiter

Fort Wayne, Indiana

(Name)

(Address)

(Signature)

Legal Description Checked By: _____

(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Thomas M. Gallmeyer

Indiana Bank Building
Fort Wayne, Indiana 46802

422-9454

(Name)

(Address)

(Telephone Number)

CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE, INDIANA, 46802
Telephone Number: 423-7571

LAW OFFICES

ROTHBERG, GALLMEYER, FRUECHTENICHT & LOGAN

SOL ROTHBERG
GEORGE E. FRUECHTENICHT
THOMAS D. LOGAN
PHILLIP E. GUTMAN
JOHN H. HEINEY
VERN E. SHELDON
DONALD M. AIKMAN

MARTIN T. FLETCHER
DAVID A. TRAVELSTEAD
RICHARD D. ROBINSON
THOMAS M. GALLMEYER
RICHARD E. FOX
RICHARD H. BLAICH

AREA CODE 219
TELEPHONE 422-9454

INDIANA BANK BUILDING
FORT WAYNE, INDIANA
46802

THOMAS A. GALLMEYER
OF COUNSEL

September 24, 1976

Mr. Gary F. Baeten
Land Use Administrator
Community Development & Planning
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Re: Bill No. Z-76-08-10
(Leiter)

Dear Gary:

On September 9, 1976, you forwarded to me a letter indicating various discrepancies with regard to the petition filed by our office with regard to the above-captioned matter. In answer to your letter, I would provide as follows, to-wit:

1. A corrected petition with a corrected legal description will be forthcoming at such time as the same has been prepared and executed by James E. Leiter; and
2. Mr. James E. Leiter and his wife are the owners of Lot #2, and the same is not being purchased on contract; and
3. The private restrictions of Irvington Park Addition do not restrict Lots Number 2 and 3 and 1/2 of vacated alley in Block 2 of Irvington Park Addition.

ROTHBERG, GALLMEYER, FRUECHTENICHT & LOGAN

Mr. Gary F. Baeten
September 24, 1976
Page 2

At such time as the new petition with the new legal description is filed with your office, would you please set the same for hearing and notify me of that date.

Sincerely yours,

ROTHBERG, GALLMEYER,
FRUECHTENICHT & LOGAN

A handwritten signature in dark ink, appearing to read 'T. Gallmeyer', written in a cursive style.

Thomas M. Gallmeyer

TMG:ct
cc: Ms. Vicki Steiner
Four Seasons Realtors

DIGEST SHEET

TITLE OF ORDINANCE _____ Zoning Map Amendment Ordinance *3-76-08-10*

DEPARTMENT REQUESTING ORDINANCE _____ CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE _____ Petitioners are requesting the rezoning of
the following described property. Lots # 2 and # 3 and 1/2 of

_____ vacated alley in Irvington Park Addition, commonly known as

_____ 3205 Northrop Street, generally located on the west side of Northrop

_____ Street and approximaately 40 feet north of Edgewood Drive.

_____ From "R1" to "B1A"

EFFECT OF PASSAGE _____ Property is presently zoned an "R1" District -

_____ One Family residential. Petitioners are requesting a "B1A" District-
Limited Business.

EFFECT OF NON-PASSAGE _____ Property would remain an "R1"

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____ None

ASSIGNED TO COMMITTEE (J.N.) *Repetition*